

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	)	Confirmation No. 2308
Kenneth Buck Albritton	)	Art Unit: 3781
Serial No. 09/995,615	)	Examiner: Mai, Tri M
Filed: 11-29-01	)	Docket: P56341
For:	)	Date: May 20, 2009

Commissioner of Patents

U.S. Patent and Trademark Office

Response/ Amendment

**RESPONSE/ AMENDMENT**

**(to the Appeal Result)**

Sir:

This is in response to the Appeal Brief decision by the Board of Appeal, on 3-13-09, and the tel. interviews with the examiner, including the one on Apr-28-09, authorizing the examiner for the examiner's amendment to cancel all the claims, except the allowed ones, including writing claim 38 as an indep. claim, incorporating

claims 35 and 37, to have the case in condition for allowance, for which the examiner agreed to.

Thus, the remaining claims are 24-27, 32, 34, 38, 41, 42, 43, 45, 54, and 55, which are all allowable now, based on the Appeal result. The rest were cancelled.

No new matter was added.

Thus, all the pending claims are allowable. The applicant respectfully requests the withdrawal of all the rejections and objections, to issue the case. If the applicant can be of any help, please do not hesitate to contact the applicant by phone to resolve any issues.

(For the convenience of the examiner, we have done the same exact amendment here, so that the examiner does not have to do the tel.-authorized examiner's amendment. So, please enter this amendment, or alternatively, please do the examiner's amendment, based on the tel. interview or Appeal result discussed above/ amendment shown below.)

We are thankful to the examiner for his consideration/ entering this amendment, and the telephone interviews we had before.

Respectfully submitted,

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## **Amendments:**

Please amend the claims as follows:

## **Marked Version of the Claims**

24. (Previously Presented) A backpack, comprising of:

a back wall;

a hook connected to a top side of said back wall, said hook capable of hanging said back wall to an object, external to said backpack;

a plurality of compartments on a front surface of said back wall, the plurality of

compartments including a front portion comprised of netted material accommodating a circulation of air within said compartments, said compartments accommodating a plurality of objects;

a pair of shoulder straps disposed a predetermined distance from each other along the longitudinal side of the back surface of said back wall to accommodate a carrying of said backpack by the shoulders and the back of a user; and

wherein said backpack is secured by a fastening unit after said backpack is folded to a closed position.

25. (Previously Presented) The backpack of claim 24, further comprising a first side wall and a second side wall attached to a first and second side of said back wall respectively, the first and second side walls disposed on opposite sides of said back wall, said first and second side walls being fastened to the sides of a top portion of said back wall when said back wall is folded.

26. (Previously Presented) The backpack of claim 25, further comprised of a bottom panel attached at an angle to said backwall, and to said first and second sidewalls.

27. (Previously Presented) The backpack of claim 26, wherein when said back wall is folded, a portion of said back wall having the shoulder straps that is folded is substantially flat.

32. (Previously Presented) The backpack of claim 26, further comprising means for accommodating the hanging of hangers for clothes on the top portion of the front side of said back wall.

34. (Previously Presented) The backpack of claim 24, further comprising at least one strap securing an object to said backpack.

35. (Cancelled)

37. (Cancelled)

38. (Currently Amended) A backpack, comprising:

a back wall;

a left wall and right wall extending from at least a portion of said back wall;

a bottom portion attached to a bottom of said back wall and said bottom portion

connecting between a bottom of said right wall and said left wall;

a first wall extending from said bottom portion and assisting in holding a sufficient portion of said left and right walls together forming a bottom compartment;

a plurality of compartments on a front surface of said back wall, said plurality of compartments comprising a front portion comprising of at least a partially see-through material accommodating a circulation of air within said compartments, said compartments accommodating a plurality of objects, said plurality of compartments being disposed on a single plane accommodating full accessibility and a view of the objects within said plurality of compartments when said backpack is in an open position, said back wall folding to close said backpack, said compartments disposed from a top portion of the front surface of said back wall to a bottom portion of said back wall; and

at least one back strap on an external surface of said backpack to accommodate shoulder and back transport of said backpack, on a user;

a first unit connected to a top side of said back wall, said first unit capable of hanging said back wall in the single plane to an external object; and

~~The backpack of claim 37, further comprising~~ a strap accommodating the hanging of garments along a length of said back wall.

39. (Cancelled)

40. (Cancelled)

41. (Previously Presented) The backpack of claim 27, with said back wall being folded by the top portion of said back wall being folded only frontally downwards towards the front portion of said bottom panel accommodating the fastening of one end of said back wall to the other end when said back wall is folded, and accommodating said first and second side walls extending from the bottom portion of said back wall being fastened to the sides of the top portion of said back wall when said back wall is folded, with the downward direction being parallel with the longitudinal direction of said shoulder straps along the longitudinal side of the back surface of said back wall, and with a zipper fastening and closing said backwall with said bottom panel not being at a lower portion of the back surface of said backwall having said shoulder straps.

42. (Previously Presented) The backpack of claim 27, further comprising a front wall formed at the front edge of the bottom panel of said backpack and assisting in holding said first and second side walls together to form a bottom cavity for holding objects at the bottom.

43. (Previously Presented) The backpack of claim 38, with said back wall

folding to close said bag by folding the top portion of said back wall to the front edge of a bottom portion of said back wall to couple with said bottom portion formed from a bottom of said backwall, said left wall and said right wall extending from the bottom portion of said back wall and upwards from said bottom of said backwall forming a bottom of said backpack.

44. (Cancelled)

45. (Previously Presented) The backpack of claim 41, with a length of said first and second side walls being greater than a width of said back wall.

46. (Cancelled)

47. (Cancelled)

48. (Cancelled)

49. (Cancelled)

50. (Cancelled)

51. (Cancelled)

52. (Cancelled)

53. (Cancelled)

54. (Previously Presented) A backpack, comprising:

a back member having a top, bottom and two sides;

curved side members affixed to each of said two sides of said back member



and

extending from a front side of said back member;

a bottom member connected to said bottom of said back member and each of said curved side members, said bottom member extending from said front side of said back member, said back member, said curved side members and said bottom member defining an internal volume;

a zipper positioned on said top of said back member and on said curved side members and said bottom member for selectively connecting and disconnecting said top of said back member to said curved side members and said bottom member;

a plurality of compartments formed on a front side of said back member at spaced apart locations, said compartments being within said internal volume when said zipper connects said top of said back member to said curved side member, said back member forming a single flat plane when in an opened position to accommodate an access and view of objects within said plurality of compartments included on an entire surface of said single plane, said compartments included on a substantial portion of said top and bottom of said back member; and

backpack straps positioned on a back side of the bottom of said back member forming the single flat non-rigid plane on said back side of said back member when said backpack is open or closed.

55. (Previously Presented) The backpack of claim 54, further comprising a hook connected to said back member for hanging said back member to an external structure when said zipper is selectively disconnected with said top of said back member from said curved side members and said bottom member.

## **Amendments:**

### **Clean Version of the Claims**

24. (Previously Presented) A backpack, comprising of:

a back wall;

a hook connected to a top side of said back wall, said hook capable of hanging said back wall to an object, external to said backpack;

a plurality of compartments on a front surface of said back wall, the plurality of

compartments including a front portion comprised of netted material accommodating a circulation of air within said compartments, said compartments accommodating a plurality of objects;

a pair of shoulder straps disposed a predetermined distance from each other along the longitudinal side of the back surface of said back wall to accommodate a carrying of said backpack by the shoulders and the back of a user; and

wherein said backpack is secured by a fastening unit after said backpack is folded to a closed position.

25. (Previously Presented) The backpack of claim 24, further comprising a first side wall and a second side wall attached to a first and second side of said back

wall respectively, the first and second side walls disposed on opposite sides of said back wall, said first and second side walls being fastened to the sides of a top portion of said back wall when said back wall is folded.

26. (Previously Presented) The backpack of claim 25, further comprised of a bottom panel attached at an angle to said backwall, and to said first and second sidewalls.

27. (Previously Presented) The backpack of claim 26, wherein when said back wall is folded, a portion of said back wall having the shoulder straps that is folded is substantially flat.

32. (Previously Presented) The backpack of claim 26, further comprising means for accommodating the hanging of hangers for clothes on the top portion of the front side of said back wall.

34. (Previously Presented) The backpack of claim 24, further comprising at least one strap securing an object to said backpack.

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38. (Currently Amended) A backpack, comprising:

a back wall;

a left wall and right wall extending from at least a portion of said back wall;

a bottom portion attached to a bottom of said back wall and said bottom portion

connecting between a bottom of said right wall and said left wall;

a first wall extending from said bottom portion and assisting in holding a sufficient portion of said left and right walls together forming a bottom compartment;

a plurality of compartments on a front surface of said back wall, said plurality of compartments comprising a front portion comprising of at least a partially see-through material accommodating a circulation of air within said compartments, said compartments accommodating a plurality of objects, said plurality of compartments being disposed on a single plane accommodating full accessibility and a view of the objects within said plurality of compartments when said backpack is in an open position, said back wall folding to close said backpack, said compartments disposed from a top portion of the front surface of said back wall to a bottom portion of said back wall; and

at least one back strap on an external surface of said backpack to accommodate shoulder and back transport of said backpack, on a user;

a first unit connected to a top side of said back wall, said first unit capable of hanging said back wall in the single plane to an external object; and

a strap accommodating the hanging of garments along a length of said back wall.

39. (Cancelled)

40. (Cancelled)

41. (Previously Presented) The backpack of claim 27, with said back wall being folded by the top portion of said back wall being folded only frontally downwards towards the front portion of said bottom panel accommodating the fastening of one end of said back wall to the other end when said back wall is folded, and accommodating said first and second side walls extending from the bottom portion of said back wall being fastened to the sides of the top portion of said back wall when said back wall is folded, with the downward direction being parallel with the longitudinal direction of said shoulder straps along the longitudinal side of the back surface of said back wall, and with a zipper fastening and closing said backwall with said bottom panel not being at a lower portion of the back surface of said backwall having said shoulder straps.

42. (Previously Presented) The backpack of claim 27, further comprising a front wall formed at the front edge of the bottom panel of said backpack and assisting in holding said first and second side walls together to form a bottom cavity for holding objects at the bottom.

43. (Previously Presented) The backpack of claim 38, with said back wall folding to close said bag by folding the top portion of said back wall to the front edge of a bottom portion of said back wall to couple with said bottom portion formed from

a bottom of said backwall, said left wall and said right wall extending from the bottom portion of said back wall and upwards from said bottom of said backwall forming a bottom of said backpack.

44. (Cancelled)

45. (Previously Presented) The backpack of claim 41, with a length of said first and second side walls being greater than a width of said back wall.

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54. (Previously Presented) *A* backpack, comprising:  
a back member having a top, bottom and two sides;  
curved side members affixed to each of said two sides of said back member  
and  
extending from a front side of said back member;

a bottom member connected to said bottom of said back member and each of said curved side members, said bottom member extending from said front side of said back member, said back member, said curved side members and said bottom member defining an internal volume;

a zipper positioned on said top of said back member and on said curved side members and said bottom member for selectively connecting and disconnecting said top of said back member to said curved side members and said bottom member;

a plurality of compartments formed on a front side of said back member at spaced apart locations, said compartments being within said internal volume when said zipper connects said top of said back member to said curved side member, said back member forming a single flat plane when in an opened position to accommodate an access and view of objects within said plurality of compartments included on an entire surface of said single plane, said compartments included on a substantial portion of said top and bottom of said back member; and

backpack straps positioned on a back side of the bottom of said back member forming the single flat non-rigid plane on said back side of said back member when said backpack is open or closed.

55. (Previously Presented) The backpack of claim 54, further comprising a hook connected to said back member for hanging said back member to an external



structure when said zipper is selectively disconnected with said top of said back member from said curved side members and said bottom member.